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Counsel for Defendant Google LLC

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

CHASOM BROWN, WILLIAM BYATT,
JEREMY DAVIS, CHRISTOPHER
CASTILLO, and MONIQUE TRUJILLO,
individually and on behalf of themselves and
all others similarly situated,

Plaintiffs,

vs.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-03664-YGR-SVK

**DECLARATION OF CARL SPILLY IN
SUPPORT OF DEFENDANT GOOGLE
LLC'S ADMINISTRATIVE MOTION TO
SEAL JOINT SUBMISSION RE
GOOGLE'S REQUEST TO DELETE
CERTAIN PRE-CLASS PERIOD DATA**

Referral: Hon. Susan van Keulen, USMJ

1 I, Carl Spilly, declare as follows:

2 1. I am a member of the bar of the State of Maryland and the District of Columbia,
3 and an attorney with Quinn Emanuel Urquhart & Sullivan, LLP, attorneys for Defendant Google
4 LLC (“Google”) in this action. I make this declaration of my own personal, firsthand knowledge,
5 and if called and sworn as a witness, I could and would testify competently thereto.

6 2. Pursuant to Civil Local Rule 79-5, I submit this declaration in support of Defendant
7 Google LLC’s Administrative Motion to Seal Joint Submission re Google’s Request to Delete
8 Certain Pre-Class Period Data (“Motion”). In making this request, Google has carefully
9 considered the relevant legal standard and policy considerations outlined in Civil Local Rule 79-5.
10 Google makes this request with the good faith belief that certain information sought to be sealed
11 consists of Google’s confidential information and that public disclosure could cause competitive
12 harm.

13 3. Google respectfully requests that the Court seal the redacted portion of the Parties
14 Joint Submission re Google’s Request to Delete Certain Pre-Class Period Data (“Joint
15 Submission”).

16 4. The information requested to be sealed contains Google’s non-public, sensitive
17 confidential and proprietary business information that could affect Google’s competitive standing
18 and may expose Google to increased security risks if publicly disclosed, including details related
19 to Google’s internal operations related to internal logs, internal log names, their functionalities and
20 retention periods, which Google maintains as confidential in the ordinary course of its business
21 and is not generally known to the public or Google’s competitors.

22 5. Such highly confidential information reveals Google’s internal strategy and
23 systems regarding various important products and falls within the protected scope of the Protective
24 Order entered in this action. *See* Dkt. 81 at 2-3.

25 6. Public disclosure of such highly confidential information could affect Google’s
26 competitive standing as competitors may alter their system designs and practices relating to
27 competing products, time strategic litigation, or otherwise unfairly compete with Google. It may
28

1 also place Google at an increased risk of cyber security threats, as third parties may seek to use the
2 information to compromise Google's internal systems and operations.

3 I declare under penalty of perjury of the laws of the United States that the foregoing is true
4 and correct.

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6 DATED: October 26, 2022

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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9 By /s/ Carl Spilly
Carl Spilly

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11 *Attorney for Defendant*
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